IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 1734 OF 2005

Maya Nagar Co-Op. Housing
Society Ltd. ...Petitioner

Versus

The Talathi,
Tahsil Office, Thane & Ors. ...Respondents

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Mr. R.S. Apte i/b M.V.Limaye, counsel for Petitioner

Mr. D.A.patil, A.G.P. for Respondents 1 to 4.

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CORAM: B. H. MARLAPALLE, J.
DATED: 27TH APRIL, 2005

P. C.:-

1. The order passed under Section 45 is appealable under Section 247 and there is further provision of Revision under Section 154 of the M.L.R. Code, 1966. The impugned order is passed under Section 45 of the said Act by the Tahsildar who is subordinate to the S.D.O. Hence, such a statutory remedy is available to the petitioner, the writ petition under Article 226 or 227 of the Constitution need not be entertained.

2. The petition is, therefore, disposed of with liberty to file an appeal under Section 247 of the M.L.R. Code, 1966.

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